

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA**

**UNITED STATES OF AMERICA,**  
**Plaintiff,**

**VS.**

**MARKELL BREWER,**

**Defendant.**

**8:10CR226**

## ORDER

This matter is before the court on the motion for an extension of time by defendant Markell Brewer (Brewer) ([Filing No. 15](#)). Brewer seeks an extension of time in which to file pretrial motions in accordance with the progression order. Upon consideration, the motion will be granted.

**IT IS ORDERED:**

Defendant Brewer's motion for an extension of time ([Filing No.15](#)) is granted. Brewer is given until **on or before August 10, 2010**, in which to file pretrial motions pursuant to the progression order. The ends of justice have been served by granting such motion and outweigh the interests of the public and the defendant in a speedy trial. The additional **time** arising as a result of the granting of the motion, i.e., the time between **July 16, 2010 and August 10, 2010**, shall be deemed **excludable** time in any computation of time under the requirement of the Speedy Trial Act for the reason defendants' counsel require additional time to adequately prepare the case, taking into consideration due diligence of counsel, and the novelty and complexity of this case. The failure to grant additional time might result in a miscarriage of justice. 18 U.S.C. § 3161(h)(7)(A) & (B).

DATED this 16th day of July, 2010.

BY THE COURT:

s/ Thomas D. Thalken  
United States Magistrate Judge